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March 3, 1999

**By Hand Delivery**

David Waddell  
Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, Tennessee 37243

Re: *In re: AT&T Tariff to Grandfather Uniplan Service and Uniplan Service Flat Rate Pricing Option*  
**Docket No. 97-07637**

Dear Mr. Waddell:

Pursuant to Mr. Broemel's February 19, 1999, letter, attached is a signed and notarized affidavit of Virginia Copeland. Based on Mr. Broemel's letter, I believe that Ms. Copeland's affidavit should resolve any remaining issues with respect to the Consumer Advocate Division's opposition to AT&T's tariff to grandfather its Uniplan Service and Uniplan Service Flat Rate Pricing Option in Tennessee.

I have served a copy of this letter and the attached affidavit on Mr. Broemel. If you have any questions, please do not hesitate to contact me.

Sincerely,

Jim Lamoureux

Encls.

cc: Vance L. Broemel, Esq.  
Richard Collier  
Paul Green

**BEFORE THE  
TENNESSEE REGULATORY AUTHORITY  
Nashville, Tennessee**

In Re: AT&T Tariff to Grandfather  
Uniplan Service and Uniplan Service Flat  
Rate Pricing Option

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Docket No. 97-07637

**AFFIDAVIT OF ANGELA COPELAND**

Angela Copeland, being duly sworn, deposes and says:

1. My name is Angela Copeland. I am a Supervisor in the Offer Delivery and Public Policy Support District of AT&T. I support Tennessee's Law and Government Affairs group that files tariffs with the Tennessee Regulatory Authority ("TRA").
2. In 1993, AT&T first offered its interstate telecommunications service known as "AT&T UNIPLAN Service." AT&T's UNIPLAN Service was described in AT&T's FCC Tariff No. 1.
3. As an add-on to AT&T's interstate UNIPLAN Service, AT&T offered to the Tennessee subscribers of that service a Tennessee UNIPLAN Service, which is described in AT&T's Tennessee Customer Network Services Tariff.
4. In December, 1997, AT&T filed a tariff change with the Federal Communications Commission which grandfathered AT&T's interstate offering of its UNIPLAN Service. AT&T's tariff change provided;

Existing Customers with AT&T UNIPLAN Service in effect or on order prior to January 1, 1998 may continue their current AT&T UNIPLAN Service under existing conditions. AT&T UNIPLAN Service may no longer be ordered after December 31, 1997. For existing Contract Tariff Customers with AT&T UNIPLAN Service in their contract tariff, this service will remain available to them

for the duration of their Contract Tariff term.

5. In 1996, AT&T first offered a pricing option to its interstate UNIPLAN Service. This pricing option was known as AT&T's UNIPLAN Service Flat Rate Pricing Option, which was described in AT&T's FCC Tariff No. 1.

6. As an add-on pricing option to its AT&T Tennessee UNIPLAN Service, AT&T offered a Tennessee AT&T UNIPLAN Service Flat Rate Pricing Option.

7. In December 1997, AT&T filed a tariff change with the FCC grandfathering its UNIPLAN Service Flat Rate Pricing Option. AT&T's tariff change provided:

Existing Customers with The AT&T UNIPLAN Service FlatRate Pricing Option (FRPO) in effect or on order prior to January 1, 1998 may continue their current AT&T UNIPLAN Service FRPO under existing conditions. The AT&T UNIPLAN Service FRPO may no longer be ordered after December 31, 1997. For existing Contract Tariff Customers with the AT&T UNIPLAN Service FRPO in their contract tariff, this service will remain available to them for the duration of their Contract Tariff term.

8. By the terms of the Tennessee UNIPLAN tariffs, intrastate service under the tariffs could only be obtained as an add-on to AT&T's interstate tariffs. AT&T's Tennessee offerings of the subject services were, and are, available only to subscribers to the related interstate offerings and were integrated therewith. As of January 1, 1998, as a result of AT&T's FCC tariff changes, the interstate offerings are no longer available to new customers, but remain available only to existing subscribers to these services.

9. By the terms of the federal and the Tennessee tariffs, the availability of these services in Tennessee is entirely dependent on the provisions and terms of the interstate tariffs. Therefore, with the grandfathering of the interstate tariffs, these services are no longer available to new Tennessee subscribers, but remain available only to existing subscribers in accordance

with the provisions of the interstate tariffs. Thus, as a practical matter, the Tennessee tariffs have already been grandfathered as a result of the grandfathering of the federal tariffs.

I hereby swear that the foregoing is true and correct to the best of my information and belief.

Angela Copeland

Subscribed and sworn to before me this the 1<sup>st</sup> day of March, 1999.

Sheila C. Colbert 3/1/99

Notary

Notary Public Gwinnett County, Georgia  
My Commission Expires March 14th, 1999